IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 4162 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE D.H.WAGHELA

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1. Whether Reporters of Local Papers may be allowed to see the judgements? : NO

2. To be referred to the Reporter or not? : NO

3. Whether Their Lordships wish to see the fair copy of the judgement? : NO

4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder? : NO

5. Whether it is to be circulated to the Civil Judge? : NO

C S GOHEL

Versus

STATE OF GUJARAT

Appearance:

MR PM THAKKAR for Petitioners

MR MUKESH PATEL for Respondent No. 1

MR DD VYAS for Respondent No. 3, 4

CORAM : MR.JUSTICE D.H.WAGHELA

Date of decision: 22/03/2001

ORAL JUDGEMENT

#. Heard the learned counsel Ms.Sangita Pahva for learned counsel Mr.P.M.Thakkar for the petitioners, learned counsel Mr.Amit Bhatt for learned counsel Mr.D.D.Vyas, for respondent nos.3 and 4 and learned AGP

Mr.Mukesh Patel for respondent nos.1 and 2.

#. There is a consensus that the stay against the operation of order dated 5.5.1988 at Annexure-A to the petition has operated since 2.8.1988 at which time the proposal for the promotion of the petitioners was pending. Thereafter, there are no fresh instructions as regards the promotion or withholding of promotion of the petitioners. In this set of facts, the petition has become practically infructuous. Accordingly, the petition is disposed with a liberty to the petitioners to apply in case of necessity. Rule is discharged with no order as to costs.

(D. H. WAGHELA, J.)

kks